

1 KEKER, VAN NEST & PETERS LLP
2 R. JAMES SLAUGHTER - # 192813
rslaughter@keker.com
3 R. ADAM LAURIDSEN - # 243780
alauridsen@keker.com
4 DAVID J. ROSEN - # 296139
drosen@keker.com
TAYLOR REEVES - # 319729
5 treeves@keker.com
6 633 Battery Street
San Francisco, CA 94111-1809
Telephone: 415 391 5400
7 Facsimile: 415 397 7188

8 Attorneys for Defendant



9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 KEVIN RAMIREZ, on his own behalf and on
14 behalf of all others similarly situated,
15 Plaintiffs,

16 v.
17 ELECTRONIC ARTS INC.,
18 Defendant.

Case No. 5:20-cv-05672-BLF

**JOINT STIPULATION OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE**

Dept.: Courtroom 3 – 5th Floor
Judge: Hon. Beth Labson Freeman

Date Filed: August 13, 2020

Trial Date: Not Yet Assigned

1 Pursuant to the Court's March 5, 2021 Order (Dkt. 49) and February 22, 2023 Order (Dkt. 2 51), the Parties hereby notify the Court of the status of the arbitration ordered by the Court and, 3 pursuant to the stipulation below, agree that this matter may be dismissed without prejudice.

4 WHEREAS, Plaintiffs filed their Complaint on August 13, 2020;

5 WHEREAS, Defendant filed its Motion to Compel Arbitration on October 30, 2020;

6 WHEREAS, this Court granted Defendant's Motion to Compel Arbitration and stayed this 7 case pending arbitration on March 5, 2021;

8 WHEREAS, on February 6, 2023, the parties advised the American Arbitration 9 Association ("AAA") that Plaintiffs no longer intend to pursue this case and that the AAA may 10 close its case file for this matter; and

11 WHEREAS, pursuant to this Court's Order of March 5, 2021, the parties now provide the 12 Court with a status update as to the conclusion of arbitration and the dismissal of Plaintiffs' 13 claims;

14 NOW, THEREFORE, it is hereby stipulated by and between the parties:

15 1. The complaint is dismissed without prejudice pursuant to Federal Rule of Civil 16 Procedure 41(a)(1)(A)(ii);

17 2. Each of the Parties shall bear their own attorneys' fees and costs incurred in 18 connection with this action;

19 3. Plaintiffs hereby waive all rights to appeal in the action, including, but not limited 20 to, all rights to appeal from the Dismissal Order; and

21 4. Pursuant to Federal Rule of Civil Procedure 41, this Joint Stipulation of Voluntary 22 Dismissal Without Prejudice is effective without a court order.

23
24 **IT IS SO STIPULATED.**

1 Dated: February 23, 2023

KEKER, VAN NEST & PETERS LLP

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3 By: /s/ R. James Slaughter
4 R. JAMES SLAUGHTER
5 R. ADAM LAURIDSEN
6 DAVID J. ROSEN
7 TAYLOR REEVES

Attorneys for Defendant

8 Dated: February 23, 2023

9 BLOOD HURST & O'REARDON, LLP

10 By: /s/ Timothy G. Blood
11 TIMOTHY G. BLOOD
12 THOMAS J. O'REARDON II
13 CRAIG W. STRAUB

Attorneys for Plaintiffs
14 KEVIN RAMIREZ

15 LAW OFFICES OF ANDREW BROWN
16 ANDREW J. BROWN
17 501 W. Broadway, Suite 1490
18 San Diego, CA 92101
19 Tel: 619/501-6550
20 andrewb@thebrownlawfirm.com

Attorneys for Plaintiff

FILER'S ATTESTATION OF CONCURRENCE

I, R. James Slaughter, attest that I am counsel for Defendant Electronic Arts Inc. Pursuant to Local Rule 5-1(i)(3), as the ECF user and filer of this document, I attest that concurrence in the filing of this document has been obtained from its signatories.

Dated: February 23, 2023

/s/ *R. James Slaughter*

R. James Slaughter